(c) No, Sir.

(d) Does not arise.

Number of Personnel convicted in Jammu and Kashmir

3943. SHRI JAGMOHAN: Will the Minister of HOME AFFAIRS be pleased to state:

(a) how many personnel of the Army, Paramilitary forces (BSF, CRPF and Industrial Security force, etc.) and local police have been prosecuted/punished/ convicted for acts of criminal and other excesses, and how many have been proceeded against/punished in the State of Jammu and Kashmir during the period 1st January, 1990 to 31st March, 1994;

(b) for which criminal offences and departmental lapses they have been proceeded against/punished and against which specific incident or incidents; and

(c) how many militants and their collaborators and other transgressors of laws, involved in acts of terrorism, murders and kidnappings, etc. have been convicted during the same period (1.1.1990 to 31.3.1994)?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI RAJESH PILOT): (a) and (b) As per available information, 134 security force personnel have been awarded punishment which include imprisonment for varying periods upto 10 years, dismissal/removal from service, and other departmental punishments. In 40, cases, interim action has been taken by way of suspension, arrest, etc. during pendency of prosecution, inquiries, etc. These personnel have been punished for various allegations like rape/molestation; failure of commend and improper/indiscriminate use of force; manhandling; wrongful confinement; improprieties during search operations; etc. It would not be feasible nor in public interest to give details of each incident relating to these punishments.

(c) According to information provided by the State Governments, so far (June, 1994), 10504 persons have been arrested under TADA for acts of violence and terrorism. Further information sought in the question is being collected and will be laid on the Table of the House.

Report submitted by Human Rights Commission

3944. SHRI JAGMOHAN: Will the Minister of HOME AFFAIRS be pleased to state:

(a) the number of memoranda/ representations/complaints which have been filed before the Human Rights Commission by the human rights bodies/ agencies functioning in Kashmir and the rest of the country;

(b) what are the findings, if any, given by the Human Rights Commission on these memoranda/representations/ complaints;

(c) whether the Human Rights Commission submitted any interim or final report, on any matter, to the Government of India; and

(d) if so, what are the observations/ recommendation of the Commission?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI RAJESH PILOT): (a) The National Human Rights Commission has received over 3500 memoranda/ representations/complaints so far. Out of these, 95 memoranda/representations/ complaints pertain to the State for Jammu & Kashmir.

(b) Out of 819 complaints considered by the Commission till 31.7.1994, 328 have been admitted for inquiry/ investigation/report while 390 have been dismissed. 66 cases have been forwarded to the concerned authorities for disposal at their end. 29 cases have been concluded after consideration with observations/recommendations. The grounds for dismissal of the complaints broadly are "not falling within the purview of the Commission in accordance with the statutory provisions' or "no case of violation of human rights having been made out.'

(c) and (d) The National Human Rights Commission has so far submitted its final report in respect of the incident of firing at Bijbehara (Jammu & Kashmir) of 22 October, 1993. The Commission made the follwoing observations/ recommendation:—

(i) The Commission noted that disciplinary proceedings had been initiated under the Border Security Force Act against 14 members of the Force, and further that, on the basis of a Magisterial Inquiry, steps may be initiated to launch prosecutions. The Commission expected that the proceedings would be pursued to their

respective logical ends and that it would be kept informed of the action taken against those found guilty.

(ii) Payment was recommended of interim compensation on a graded scale.

(iii) It was recommended that a thorough review should be undertaken by Government of the circumstances and conditions in which Units of the Border Security Force are deployed and expected to operate in situations involving only civilian population.

The Government accepted all the recommendations of the Commission and informed the Commission of the action taken on the recommendations within three months time as required under Sub section (2) of Section 19 of the Protection of Human Rights Act, 1993. Further follow up action is being taken in pursuance of these recommendations. Apart from the above, the National Human Rights Commission has also submitted its Annual Report for the year 1993-94.

Setting up of Autonomous Council for Ladakh

3945. SYED SIBTEY RAZI: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether some quarters of Ladakh have requested Government for setting up of Autonomous Council for Ladakh;

(b) if so, the names of such quarters;

(c) whether Government propose to take some action on these requests; and

(d) if so, the details thereof and if not, reasons therefor?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI RAJESH PILOT): (a) to (d) Demands have been made by the Ladakh Buddhist Association and Ladakh Muslim Association to constitute an Autonomous Hill Council for Ladakh. A series of meetings were held at the official level with the representatives of the State Government and the region to discuss the possible framework for such a Council. Based on these discussions, the State Government have prepared a draft Bill which is being processed in consultation with the concerned Ministers, and is in an advanced stage of examination.

Reinstatement of CRPF Personnel

3946. SHRI VERENDRA KATARIA: Will the Minister of HOME AFFAIRS be pleased to state;

(a) what is the number of C.R.P.F. personnel whose services were terminated as a result of disturbances at the Jharoda Kalan Group Centre in 1979;

(b) whether it is a fact that the charges levelled against the agitated personnel have been dismissed;

(c) if so, how many of them have been reinstated in service; and

(d) the time by when rest of the C.R.P.F. personnel are likely to be reinstated together with reasons for delay?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI RAJESH PILOT): (a) 60.

(b) The charges of indiscipline, disobedience of lawful command and desertion of their posts and duties were proved.

(c) 7 persons out of the 60 personnel dismissed have been reinstated in service on the basis of the review petitions filed by them.

(d) The question of reinstatement of the remaining 53 persons does not arise.

Setting up of Radio Station on the LAC by Pakistan

3947. PROF. VIJAY KUMAR MALHOTRA: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether Government are aware that Pakistan is setting up some clandestin radio stations all along line of actual control in Pak-occupied Kashmir from where anti-India propaganda is used to motivate people to rise up against India in the name of Jehad and "Azadi" etc. as has been brought out in the Indian Ex-press of 1st August, 1994 under the caption "Pak radio" network along LAC to whip up propaganda;

(b) if so, what is the reaction of Government thereto; and

(c) what steps does it propose to take to counter the anti-India propaganda?